Regd. No. M.—1175.

336

The Mysore Gazette

Vol. 72.] PUBLISHED BY AUTHORITY. [No. 29.

BANGALORE, THURSDAY, JULY 22, 1937.

PART IV.

Legislative Measures and Rules thereunder.

NOTIFICATIONS.

Order No. P. 323—*Legis.* 2-37-1, *dated Bangalore,* 16—19*th July* 1937.

Ordered that the accompanying Regulation further to amend the Mysore Civil Courts Regulation, 1883, which received the assent of His Highness the Maharaja on the tenth day of July 1937, be published as Regulation No. VIII of 1937, in the *Mysore Gazette* for general information.

M. VENKATESA IYENGAR,
Secretary to Government,
General Department.

REGULATION VIII OF 1937.

(Received the assent of His Highness the Maharaja on the tenth day of July 1937.)

Regulation further to amend the Mysore Civil Courts Regulation, 1883.

Whereas it is expedient to further amend the Mysore Civil Courts Regulation, 1883; It is hereby enacted as follows :—

1. *Substitute the following for Section* 4-*A of the Regulation*:—

"The Government of Mysore may, by notification, fix, and from time to time, vary the number of Judges to be appointed for a District or Subordinate Judge's or Munsiff's Court."

2. *Substitute the following for Section* 4-*B of the Regulation*:—

"When more than one Judge is appointed for a District or Subordinate Judge's or Munsiff's Court, one of the Judges shall be appointed the Principal Judge and the others Additional Judges."

"Each of the Judges appointed to a District or Subordinate Judge's or to a Munsiff's Court, may exercise all or any of the powers conferred on the Court by this Regulation or any other law for the time being in force."

"Subject to the general or special orders of the High Court, the Principal District Judge may and subject to the general or special orders of the District Judge, the Principal Subordinate Judge or the Principal Munsiff may, from time to time, make such arrangements as he thinks fit for the distribution of the business of the Court among the various Judges thereof."

MIRZA M. ISMAIL,
Dewan.

Order No. P. 321—*Legis.* 3-37-1, *dated Bangalore,* 15—19*th July* 1937.

Ordered that the accompanying Regulation further to amend the Indian Penal Code which received the assent of His Highness the Maharaja on the tenth day of July 1937, be published as Regulation No. IX of 1937, in the *Mysore Gazette* for general information.

M. VENKATESA IYENGAR,
Secretary to Government,
General Department.

REGULATION IX OF 1937.

(Received the assent of His Highness the Maharaja on the tenth day of July 1937.)

Regulation further to amend the Indian Penal Code.

WHEREAS it is expedient further to amend the Indian Penal Code as in force in Mysore; It is hereby enacted as follows:—

(1) This Regulation may be called the Indian Penal Code (Amendment) Regulation, 1937.

(2) In Section 375 of the Indian Penal Code as in force in Mysore in clause *Fifthly* for the word "twelve" the word "fourteen" shall be substituted. Amendment of Section 375.

MIRZA M. ISMAIL,
Dewan.

Order No. P. 324—*Legis.* 4-37-1—*dated Bangalore,* 16—19*th July* 1937.

Ordered that the accompanying Regulation to amend the Sugar (Excise Duty) Regulation II of 1934 which received the assent of His Highness the Maharaja on the tenth day of July 1937, be published as Regulation No. X of 1937, in the *Mysore Gazette* for general information.

M. VENKATESA IYENGAR,
Secretary to Government,
General Department.

REGULATION X OF 1937.

(*Received the assent of His Highness the Maharaja on the tenth day of July* 1937).

A Regulation to amend the Sugar (Excise Duty) Regulation II of 1934.

Where as it is expedient to revise the Excise Duty on Sugar; It is hereby enacted as follows:—

Short title. 1. (1) This Regulation may be called the Sugar (Excise Duty) Amendment Regulation, 1937.

Repeal. (2) The Sugar (Excise Duty) Amendment Emergency Regulation VII of 1937, is hereby repealed.

Amendment of Section 3. 2. In sub-section (2) of Section 3 of the Sugar (Excise Duty) Regulation, 1934:

(*a*) in clause (i) for the words "ten annas" the words "one rupee and five annas" shall be substituted, and

(*b*) in clause (ii) for the words "one rupee and five annas" the words "two rupees" shall be substituted.

MIRZA M. ISMAIL,
Dewan.

No. L. 583—Ml. 121-36-7, dated Bangalore, 14th July 1937.

In exercise of the powers vested under sections 6 (3) (*a*) and 106 (2) (*b*) of the Minor Municipalities Regulation, 1933, and all other powers in this behalf, Government are pleased to direct that the following rule be added as "10 (A)" to the rules issued in Notification No. L. 1399—Ml. 91-33-1, dated 22nd August 1933, for regulating the election of members to the Municipal Councils in the Minor Municipalities in the State :—

DEPOSITS BY CANDIDATES.

10 (A). (1) Every candidate shall deposit or cause to be deposited in a Government Treasury, a sum of twenty-five rupees in cash and forward the treasury receipt along with his application for candidature and no application shall be valid unless accompanied by such receipt.

Savings Bank Deposits or State Loan Bonds of equal value at the market rate of the day, shall, if tendered, be accepted from candidates standing for election in lieu of cash deposit. Provided that Form No. 1 of Annexure E of the Savings Bank Rules (printed as Appendix D) is signed by them authorising the Returning Officer to treat the same as deposit in the former case, and the bonds are endorsed in favour of the Comptroller in the case of the latter.

(2) Any candidate may withdraw his candidature by notice in writing subscribed by him and delivered to the Returning Officer before the poll has commenced. A candidate who has withdrawn his candidature shall not be allowed to cancel such withdrawal.

(3) If a candidate by whom or on whose behalf the deposit referred to under sub-rule (1) has been made, withdraws his candidature in the manner specified under sub-rule (2) and before 3 P.M. of the next working day after the latest date on which applications for candidature have to be presented, or if his name is rejected by the Returning Officer, the deposit shall be returned to the person by whom it was made, and, if any candidate dies before the commencement of the poll, any such deposit,

if made by him, shall be returned to his legal representative or, if not made by the candidate, shall be returned to the person by whom it was made or to the legal representative of such person.

(4) If a candidate by whom or on whose behalf the deposit referred to in sub-rule (1) has been made, is not elected and the number of votes polled by him does not exceed one-eighth of the total number of votes polled or if a candidate withdraws his candidature after the time specified in sub-rule 3, the deposit shall be forfeited and credited to the Municipal Fund.

Explanation.—For the purpose of this sub-rule, the total number of votes polled shall be deemed to be the total number of voting papers, other than spoilt voting papers collected.

(5) The deposit made in respect of a candidate who is not elected, if it is not forfeited under sub-rule (4), and the deposit made in respect of a candidate who is elected, shall be returned to the candidate or to the person who has made the deposit on his behalf or to his legal representative, as the case may be, as soon as may be, after the publication of the result of the election in the *Mysore Gazette*, provided that, if a candidate has stood for election in more than two divisions, not more than two of the deposits made by him or on his behalf shall be returned in any case and the remainder shall be forfeited to the Municipal Fund.

By Order,

M. VENKATANARANAPPA,
Secretary to Government,
Development Department.

APPENDIX D.

[*Referred to in Rule* 10 (A).]

No..... *Dated*.....*193* .

To

The Officer in charge of the Treasury

at.....

SIR,

I have the honour to apprise you that I have authorised the Returning Officer of.....Minor Municipality to treat the sum of twenty-five rupees deposited by me in the Savings Bank at your treasury as security to the Municipality, on behalf of myself/A. B. I agree that the same will not be payable to me until I shall produce to you the express written sanction of the Returning Officer of..... Minor Municipality for payment of the same. I have also agreed not to object to the payment by you of the whole or part of this deposit to the Returning Officer of.....Minor Municipality, upon his claiming it, and not to make any claim for interest from the date on which interest has ceased to accrue owing to the payment of the principal to the Returning Officer of..... .....Minor Municipality or from the date on which the Returning Officer of..... Minor Municipality, shall have revoked the authority to your treasury to pay me/A. B. the interest.

I have the honour to be,

Sir,

Your most obedient servant.

Place..... ..... *Signature of Depositor*.....

Date..... *Designation of Depositor*..... .....

Printed by the Superintendent at the Government Press, Bangalore.